



# The Government Gazette.

## BRITISH COLUMBIA.

Vol. 2, No. 29.

NEW WESTMINSTER, DECEMBER 19th, 1863.

Price 12½ cents.

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### Government Gazette.

#### TERMS OF SUBSCRIPTION

TO

### The Government Gazette

are \$5 per annum, \$2.75 per half-year, and \$1.50 per quarter, payable in advance. Single copies, 12½ cents each, to be obtained of Messrs. Clarkson & Co., New Westminster, and of the Express Agents in the other towns.

A yearly subscriber, for at least two copies, may have his name, business, and address inserted free in each number of the *Gazette*.

Communications to be addressed, and subscriptions to be remitted, to the Editor of the *Government Gazette*, Royal Engineer Camp, New Westminster.

By order of the Governor,

R. C. MOODY,

Colonel, R. E., and Chief Commissioner.

Lands and Works Department,  
New Westminster,  
6th May, 1863.

### Colonial Secretary's Notices.

#### BRITISH COLUMBIA.

COLONIAL SECRETARY'S OFFICE,  
22ND DECEMBER, 1862.

WITH reference to a Notice dated 26th July, 1862, announcing that all Official Notices and Advertisements thereafter to be issued which should of custom or necessity appear in the *Government Gazette* were, until further notice, when published in the *British Columbian* newspaper, to be taken and deemed in all cases and for all purposes to have been duly published in the *Government Gazette*. Notice is hereby given that after the 31st December, 1862, the *Government Gazette* will be issued as a separate publication, and no Notice published in the aforesaid *British Columbian* newspaper after the 31st December, 1862, is to be taken or deemed to have been published in the *Government Gazette*, as aforesaid.

By order of the Governor,

WILLIAM A. G. YOUNG.

### Municipal Council.

#### MUNICIPAL NOTICE.

NOTICE is hereby given to the owners of Lots in Wards V., VI., and VII., that they are required to cut down the timber on their Lots, on or before the 31st December, otherwise the Municipal Council will order the same to be cut down at the expense of the owner.

October 15th, 1863.

By order,

VALENTINE HALL,  
Town Clerk.

### Lands and Works Department.

#### NOTICE.

#### GOVERNMENT RESERVE.

NOTICE is hereby given that for the present the land is Reserved at the upper end of Bute Inlet, commencing at a point on the West side of the Inlet, 3 miles below the Mouth of the Homathco or Pryce River, and extending down the shore line of said Inlet for a distance of 3 miles, and inland for a distance of 1½ miles.

Land and Works Dept,  
New Westminster,  
2nd December 1863.

By Order,

CHARTRES BREW,  
In Charge.

### Proclamation.



ANNO VICESIMO SEXTO & VICESIMO SEPTIMO

VICTORIÆ REGINÆ.

CAP. LXXXIII.

An Act to define the Boundaries of the Colony of *British Columbia*, and to continue an Act to provide for the Government of the said Colony.

[28th July 1863.]

21 and 22 Vict. c. 99.

WHEREAS it is desirable to amend and continue an Act passed in the Twenty-first and Twenty-second Year of Her Majesty, Chapter Ninety-nine, intituled *An Act to provide for the Government of British Columbia*: Be it therefore enacted by the Queen's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, as follows:

Sect. 1 of recited Act repealed.

1. The First Section of the aforesaid Act is repealed.

Remaining Section of recited Act continued.

2. The remaining Sections of the said Act shall continue in force till the Thirty-first Day of December One thousand eight hundred and sixty-three, and no longer, provided that the Expiration of the said Act shall not invalidate any Order in Council or other Instrument issued under Authority of the said Act, nor any Act done or Right or Title acquired by virtue of the said Act, nor affect the Right of Appeal thereby given, nor revive any Acts or Parts of Acts of Parliament thereby repealed.

Boundaries of *British Columbia*.

3. *British Columbia* shall for the Purposes of the said Act, and for all other Purposes, be held to comprise all such Territories within the Dominions of Her Majesty as are bounded to the South by the Territories of the United States of America, to the West by the *Pacific Ocean* and the Frontier of the *Russian Territories* in *North America*, to the North by the Sixtieth Parallel of North Latitude, and to the East, from the Boundary of the United States Northwards, by the *Rocky Mountains* and the One hundred and twentieth Meridian of West Longitude, and shall include *Queen Charlotte's Island* and all other Islands adjacent to the said Territories, except *Vancouver's Island* and the Islands adjacent thereto.



## Government Assay Office.

GOVERNMENT ASSAY OFFICE,  
NEW WESTMINSTER, BRITISH COLUMBIA.

ASSAYS OF GOLD BULLION are made on the following terms, and under the following conditions:—

1. A receipt will be given to the Depositor for the exact gross weight of his deposit.

2. The resulting ingot will be delivered to any party returning the aforesaid receipt, whether the Depositor or any one else, and the party returning the receipt will be required to cancel it by his signature at the time of receiving the ingot.

3. Each ingot will be stamped with its number, corresponding to its number in the official records, with its weight, in ounces and decimals of ounces, its fineness in thousandths, and its value in dollars and cents; also with a Government cipher, a crown encircled by the words "BRITISH COLUMBIA GOVERNMENT ASSAY;" thus:



and the clip corner will be protected by a small crown impressed on the face of it.

4. With each ingot will be given a certificate, signed by a Government officer, of the weight of the deposit before melting; its weight after; the fineness; the charge for assaying; and the value in dollars and cents.

5. For all bars not exceeding 50 ounces in weight, a charge of seven shillings and six pence (7s. 6d.) sterling will be made, and for every additional 10 ounces, or fraction of same, one shilling and six pence (1s. 6d.)

All clips are retained in the Government Assay office; but on bars not exceeding 10 ounces in weight, allowance will be made off the assay charge for the value of the clip.

N.B.—Bars assayed at this office, or DUST, may be exchanged for American coin, at the current market rates.

ASSAYS OF ORES are made at the charge of One Pound (£1.) for each specimen experimented upon.

FOR A COMPLETE ANALYSIS OF ANY MINERAL Two Pounds (£2.) is the charge.

W. DRISCOLL GOSSET.

P.S.—Useful geological specimens, whether metallic or not, if accompanied by a note of the locality where found, position with regard to other rocks, altitude, dip, &c., &c., will be thankfully received.

W D. G.

April 4th, 1861.

## Registry Office.

## NOTICE.

BEFORE ANY DEED deposited in this Office can be returned, the Depositor himself must either sign a receipt for the same or else lodge with the Registrar a written order for its delivery.

## Prepayment of Fees.

NO INSTRUMENT will be registered, no copies furnished, no searches made, nor any service whatever rendered in connection with this Office, until the fees for the same, as prescribed by law, are first paid, or tendered.

ARTHUR T. BUSHBY,  
Registrar General.

Land Registry Office,  
New Westminster, 1st January, 1863.

## NOTICE.

ANY person depositing a Deed for Registration having attached to it, or endorsed on it, a map, plan, or tracing, referred to in the Deed, must leave with the Registrar a copy of the map, plan, or tracing, which must be duly certified to be a true copy of the original by the maker or makers of the Deed.

ARTHUR T. BUSHBY,  
Registrar General.

Land Registry Office,  
New Westminster, 14th August, 1863.

## General Post Office.

## PUBLIC NOTICE.

NOTICE is hereby given that a Contract has been entered into with Francis Jones Barnard, (Barnard's Express), for the conveyance of the GOVERNMENT MAILS, as undermentioned.

From 1st April to 30th November:

From New Westminster to Douglas, Hope, Yale, Lytton, and Lillooet, and return weekly.

From New Westminster to Douglas, Hope, Yale, Lytton, Lillooet, to Williams Lake, and on to Antler, and return semi-monthly.

From 1st December to 31st March:

From New Westminster to Douglas, Hope, Yale, Lytton, and Lillooet, and return semi-monthly.

From New Westminster to Douglas, Hope, Yale, Lytton, Lillooet, to Williams Lake, and on to Antler, and return monthly.

WARNER R. SPALDING, J.P.,  
Postmaster General, B. C.

## PUBLIC NOTICE.

RATES OF POSTAGE between the under-mentioned places, in all cases to be prepaid.

Between	New Westminster.	Douglas.	Hope.	Yale.	Lytton.	Lillooet.	Williams Lake.	Quesnel.	Antler.
New Westminster, ...	5d	5d	5d	1s	1s	2s	3s	4s	
Douglas, .....	5d	5d	5d	1s	1s	2s	3s	4s	
Hope, .....	5d	5d	5d	1s	1s	2s	3s	4s	
Yale, .....	5d	5d	5d	1s	1s	2s	3s	4s	
Lytton, .....	1s	1s	1s	1s	1s	2s	3s	4s	
Lillooet, .....	1s	1s	1s	1s	1s	2s	3s	4s	
Williams Lake, .....	2s	2s	2s	2s	2s	2s	1s	2s	
Quesnel, .....	3s	3s	3s	3s	3s	3s	1s	1s	
Antler, .....	4s	4s	4s	4s	4s	4s	2s	1s	

## NEWSPAPERS.

From New Westminster to Douglas, Hope, or Yale, . . . 2½d.  
From New Westminster to Lytton, Lillooet, Williams Lake, Quesnel, or Antler, . . . . . 5d.

WARNER R. SPALDING, J.P.,  
Postmaster General, B. C.

General Post Office, British Columbia,  
1st July, 1862.

## PUBLIC NOTICE.

FROM and after the 1st January, 1863, all letters and papers leaving the General Post Office, New Westminster, will have the date on which they are dispatched stamped on the envelope.

WARNER R. SPALDING, J.P.,

Postmaster General, B. C.

General Post Office, New Westminster, 30th Dec., 1862.

## LIST OF UNCLAIMED LETTERS

REMAINING IN THE

General Post Office,  
BRITISH COLUMBIA,  
ON THE 31st OCTOBER, 1863.

Atkins, John 2.  
Andrew, John M  
Anstead, William  
Anderson, Arthur  
Armstrong, Charles  
Archer, John  
Alexander, Richard A  
Alexander, Mrs. Anne  
Archibald, Mr.  
Archibald, Luis  
Ardagh, Richard  
Abbott, James G  
Bray, Manhall  
Burgess, John  
Brook, Henry 2.  
Booth, Cornelius 2.  
Barker, Fletcher  
Beith, John  
Beattie Thomas  
Boyle, C A  
Bowbean, Alexander  
Bruce, Thomas J  
Bobb, S M  
Byrne, John  
Barnhart, Jacob 2.  
Brown, Joseph and James  
Battistini, D  
Binkley, Franklin  
Burgess, William R  
Brew, C A  
Bedle, Henry 2.  
Bouhand,  
Benson, Joseph  
Bremmer, Joseph  
Bruce, John  
Bayfield, Charles  
Bailler, E P  
Byrnes, L F  
Bacon, Hirham  
Brown, O P 2.  
Buchanan, James 2.  
Baker, Peter  
Buil, John  
Brackbill, Jacob  
Bratton, John Byron  
Billings, Thomas S  
Beffa, V  
Bascomb Robert  
Beckett, A R  
Bryant, C  
Blair, George  
Berting, Karl  
Byrne, M A  
Brown, John  
Badfish, Albert G  
Burdin, William J  
Booth, Robert  
Burns, John  
Black, Alfred  
Bromfield, Alfred  
Briges, Samuel

## List of Unclaimed Letters (Continued.)

Crockett, James  
Cortade, Jean  
Chaplin, James  
Clotworthy, Adam  
Connors, Patrick  
Collins, Robert  
Chapman Thomas A  
Coffoin, George  
Cushing, Mrs. M  
Christie, Alexander 3.  
Cliffe, S  
Coulter, Thomas 2.  
Campbell, R W  
Connolly Michael  
Costelo, James  
Curry, E L 3.  
Crouch, Cyrus  
Charlton, Edward  
Craddock, Emmerson  
Caton, William K  
Carpenter, L F  
Crysters, Leonard  
Cameron, Dugald  
Clements, James  
Coney, Albert  
Court, Captain  
Cook, J  
Campbell, Nicholas S  
Calter, John A  
Cramer, Hugh  
Cochrane, Mrs. John  
Cannedy, D  
Chorley, Robert  
Cormack, John  
Campbell, J J  
Cardozo, M  
Cameron, Alexander,  
Coyle, Mrs  
Clements, John  
Crawford, Alexander  
Charlson, Jamer  
Cunningham, William  
Copland, W C  
Clohesy, Nicholas  
Canniff, Henry  
Chase, F M  
Chifman, M F  
Collins, John  
Coeinato, G  
Carlisle, D  
Cushing, George  
Chettenden, S  
Carr, Michel  
Carnochan, Andrew R  
Chivers, Joseph  
Carmell, F E J  
Colton, D J  
Chorgner, Julien  
Cope, Henry  
Chambers, James  
Cassady, Peter  
Christian, Henry  
Conley, Riley  
Crowley, Patrick  
Dalby, William  
Dixon, William  
Deane, Mrs. R W  
Doak, Hugh 3.  
Denlop, Samuel  
Dempsey, John  
Doran, J  
Decker, Mr.  
Ditz, Andrew  
Dillon, James  
Duncan, George,  
Devoe, George  
Dirlam, James  
Donohoe, Pat  
Davies, Bard  
Draffin, Samuel 2.  
Delaney, John  
Elliot, Andrew  
Evans, Jonah  
Eikhoff, S  
Evans, Ezra  
Evans, Mrs.  
Eaxil, Paul  
Emery, Peter  
Elliot, John  
Edmond, David  
Forrest, William  
Fairbairn, Archibald  
Fairbairn, John 3.  
Fairbairn, George  
Fairbairn, William  
Fellon, John  
Finley, Thomas  
Farrar, M C 2.  
Eerne, A (Registered) 3.  
Fluker, John  
Forbes, Thomas  
Fannin, John  
Farr, Joseph  
Fearon, Louis  
Foster, Thomas  
Farley, Turner 3.  
Fubbs, Josiah  
Fraser, John  
Foshay, David C  
Fallen, Thomas  
Fontana, R  
Fortescue, G E  
Fraser, Alexander D  
Florance, John A or A B  
Furrey, Jra 3.  
Farrell, Thomas 3.  
Fawcett, Thomas Lea  
Flynn, R T  
Fulton, Jos B  
Fletcher, Charles  
Fuhrer, Charles  
Griffin, Henry J 3.  
Grmmill, Robert  
Gardiner, James A  
Goodhue, D J  
Gray, Henry D  
Graville, David  
Gale, Mrs. Amanda  
Graham, Malcolm  
Gordon, John  
Guegan, Pierre  
Giltner, Francis 2.  
Gardner, J R  
Girard, Joseph  
Glen, Hugh  
Goss, Richard  
Gordon, Alexander  
Gray, Thomas E  
Good, O C  
Galacar, Philip  
Gould, Parley  
Gibbs, M  
Gibson, John  
Hagerman, James  
Hicks, Richard  
Hicks, Timothy 2.  
Harris, John A  
Hunter, Richard 3.  
Harkness, Robert 3.  
Hurd, J C 2.  
Harmon, John S  
Hensley, Mrs. H W  
Hands, M  
Holm, Charles  
Hay, William  
Hall, J W 2.  
Hancock, Danl B  
Heyward, Thomas  
Hay, Alexander  
Hill, A M  
Hawke, Gabriel  
Houghf, John  
Hill, Samuel  
Hoggins, William  
Hilliard, William H  
Horrell, J G  
Hosteter, Herman R  
Hamilton, Gavin 2.  
Hugill, William  
Holland, T G D  
Hoffman, Hiram  
Hodgins, William  
Harrison, James S  
Hodgson, Robert  
Harvey, Charles F  
Hodgkinson, George  
Hunter, Anthony  
Howard, D W  
Holland, William  
Holmes, Samuel R  
Hunter, David 2.  
Hartman, John  
Hackley, Simeon  
Haley, David M  
Hallock, Wyatt C  
Hodsdon, Frederick  
Hunter, John  
Handcock, Alfred  
Hawkins, P M  
Higgins, M  
Hunnigan, Thomas,  
Haviland, John  
Haly, Patrick  
Hooker, Josiah  
Howard, George  
Herdman, John  
Howitt, George  
Hutton, John B  
Howard, Daniel  
Hammer, M B  
Johnstone, A  
Jones, J F  
Jepson, Charles 3.  
Jones, R H  
Johnson, J S  
Jackson, Duncan  
James, William  
Johnson, Angus  
Jackson, M L  
Jones, John J 2.  
Jay, Dr.  
Johnston, James  
Johnston, Thomas  
Jackson, J E  
Jones, Captain James  
Kirkpatrick William W 2.  
Keddy, John 4.  
Kingston, Thomas  
Knapp, Mr.  
Killcullin, Martin  
Kennedy, James M  
Kerr, James  
Kirby, Samuel W  
Kitchen, Isaac 2.  
Kelley, George A  
Kelly, F W  
Kinear, David  
Leadbeatter, Jno James  
Love, John  
Laughton, John  
Landers, Mr.  
Leroy, Daniel  
Lepine, X  
Laughton, J M  
Leighton, John  
Landon, John F  
Lamond, Charles



the said JOSEPH WILLIAM TRUTCH hath applied to the Government for the stipulated authority to levy the said Tolls;

And whereas, in pursuance of the said agreement, it is expedient that such authority should be granted, upon the conditions of the said agreement and in manner hereinafter appearing;

Now, therefore, I do hereby declare, proclaim, and enact as follows:

#### Creation of Tolls.

I. From and after the passing of this Act, it shall be lawful for the said JOSEPH WILLIAM TRUTCH, his executors, administrators and assigns, for and during the term of seven years from the date of the passage of this Act, or until the previous determination of such term in manner hereinafter provided, to ask, demand sue for, receive and recover by way of Toll, from all persons whomsoever, the sums following, that is to say:

For every pound avoirdupois of goods, merchandise, stores, productions and chattels, other than those hereinafter excepted, which shall respectively be taken or carried on, over, under or across, or past in evasion of the Tolls, the said Bridge along the valley of Fraser River, and whether by land or water, the sum of one-third of one halfpenny Sterling.

And for every loose ox, cow, horse, ass or mule, other than those hereinafter excepted, and so as aforesaid, taken, passing in evasion of the Tolls, or carried, the sum of one shilling and one penny per head.

And for every head of sheep, pigs, colts, goats or calves, other than those hereinafter excepted so as aforesaid taken, passing in evasion of the Tolls, or carried, the sum of sixpence halfpenny.

For every vehicle used for the conveyance of passengers, drawn by one horse or other animal, the sum of two shillings and one penny.

For every vehicle as last aforesaid, drawn by two horses or other animals, the sum of four shillings and twopence.

For every vehicle as aforesaid, drawn by four horses or other animals, the sum of eight shillings and fourpence.

#### Exceptions.

II. Provided nevertheless, that any such Tolls shall not be demandable on goods, chattels, vehicles or animals belonging to or employed in the service of the Government, or on foot passengers, or vehicles, waggon or animals, for the time being drawing or laden with, or regularly and solely employed in drawing or packing freight or farm produce, on the Lytton Alexandria Road, or on farm utensils or farming implements in use upon any farm within 13 statute miles of the said Bridge; or on lumber or manure, or on machinery for Steamboat or Railroad purposes, or on passengers, personal baggage in any vehicle, not exceeding 50 pounds weight for each passenger, or on ordinary miners' packs or personal baggage of the weight aforesaid, carried or borne by passengers respectively using, taken, carried, or passing along, over, or under, or past in evasion of the said Tolls as aforesaid, the said Bridge, and whether by land or water.

#### Conditions of Grant.

III. Provided always that the rights, tolls and privileges accorded by this Act are granted, and shall be held by the said JOSEPH WILLIAM TRUTCH, his executors, administrators or assigns, subject to the several provisions for the regulation of the traffic, reduction and variation of Tolls, and as to notice and with, under and subject to the several conditions as to the continuous maintenance, repair, painting, and alterations and improvement respectively of the said Bridge and approaches, and also with, under and subject to the condition of forfeiture of the tolls, rights, powers and privileges hereby conferred, or to be conferred, upon default as in the said agreement of the second day of February, one thousand eight hundred and sixty three, is more particularly mentioned or referred to.

#### Collection and application of Tolls.

IV. All Tolls and duties raised hereunder, shall be levied, collected, paid and applied by, for and to the proper use of the said JOSEPH WILLIAM TRUTCH, his executors, administrators and assigns, until forfeiture as aforesaid, and after such forfeiture by, for and to the use of Her Majesty, Her Heirs and Successors, and form and be accounted for (less the cost of collection) as part of the General Revenue.

#### Saving of Rights.

V. Nothing herein contained shall be construed in any way beyond the specific provisions of this Act, to entitle the said JOSEPH WILLIAM TRUTCH, or any other person whosoever, to infringe any existing private rights, or any existing or future public rights.

#### Penalty on evasion of Toll.

VI. Any person directly or indirectly evading, or attempting to evade, the payment of any of the duties or tolls hereby imposed, shall, for every such offence be fined treble the amount of Toll, or any sum not exceeding One hundred pounds, and with or without imprisonment, at the discretion of the Magistrate convicting.

#### How recoverable.

VII. Any penalty under this Act may be recovered before any Magistrate in British Columbia, in a summary way, and such fines shall be paid to the person or persons for the time being entitled to receive the said Tolls.

#### Place of Collection.

VIII. Any Tolls leviable under this Act, may be levied and collected, either at the said Alexandra Bridge, or at Yale.

#### Short Title.

IX. This Act may be cited for all purposes as "The Alexandra Bridge Toll Act, 1863."

Issued under the Public Seal of the said Colony, at Victoria, Vancouver Island, the twenty-first day September, in the year of Our Lord one thousand eight hundred and sixty-three, and in the twenty-seventh year of Her Majesty's reign by me,

JAMES DOUGLAS. [L.S.]

By His Excellency's Command,

WILLIAM A. G. YOUNG,

GOD SAVE THE QUEEN.

### BRITISH COLUMBIA.



### PROCLAMATION.

No. 11. A. D. 1863.

By His Excellency JAMES DOUGLAS, Companion of the Most Honourable Order of the Bath, Governor and Commander-in-Chief of British Columbia and its Dependencies, Vice-Admiral of the same, &c.

WHEREAS under and by virtue of an Act of Parliament, made and passed in the session of Parliament held in the 21st and 22nd years of the Reign of Her Majesty Queen Victoria, entitled "An Act to provide for the Government of British Columbia," and by a Commission under the Great Seal of the United Kingdom of Great Britain and Ireland, I, JAMES DOUGLAS, have been appointed Governor of the said Colony, and have been authorized by Proclamation issued under the Public Seal of the said Colony, to make laws, institutions, and ordinances, for the peace, order, and good government of the same;

And whereas a majority of the owners of real property in Blocks V., VI., and VII., of the suburbs of the City of New Westminster, have petitioned that the same be included within the limits of the said City for Municipal purposes;

And whereas it is expedient to grant the prayer of such petition in manner hereinafter appearing;

Now, therefore, I do hereby declare, proclaim, and enact as follows:

From and after the date of this Act:

Includes Suburban Blocks V., VI., and VII. within the City limits.

I. All that tract of land which includes the several pieces of land on the Official map of the suburbs of the said City of New Westminster, described as Blocks five (V.), six (VI.), and seven (VII.) shall be and are hereby included in the Schedule of "The New Westminster Municipal Council Act, 1860," and (so far as hereinafter not otherwise expressed) in all respects governed by, and subject to, all and singular the provisions of the Act last above cited, "The New Westminster Municipal Council Extension Act, 1861," and "The New Westminster Municipal Extension Act, No. 2," and the By Laws and ordinances made in pursuance thereof respectively, and such tract shall henceforth form an integral part of the said City and Municipality, as if such tract of land had been originally included therein.

#### Ward Number 5.

II. So much of the said tract of suburban land so included, as last aforesaid, as is situate and lying between the South Western Boundary line of Dublin Street and the South Western Boundary line of Saint Andrew Street shall be and constitute an additional Ward of the said City, under the name of Number 5 Ward.

#### Ward Number 6

III. So much of said tract of land as is situate and lying between the said South Western Boundary line of Saint Andrew Street and the South Western Boundary line of Mary Street shall be and constitute an additional Ward of the said City, under the name of Number 6 Ward.

#### Ward Number 7.

IV. So much of said tract of land as is situate and lying between the said South Western Boundary line of Mary Street and the North Western Boundary line of Park Lane shall be and constitute an additional Ward of the said City, under the name of Number 7 Ward.

#### N. and S. Boundaries.

V. Each of the said Wards shall be bounded by the Northernly Boundary line of Melbourne Street to the Northward, and by the Queen's Avenue to the Southward.

Creates one additional Councillor to each new Ward.

VI. One additional Councillor shall be elected for each of the said additional Wards, in the same manner (save as hereinafter mentioned) and with and subject to the same qualifications, powers, and restrictions as are at present in force with respect to the election of Municipal Councillors of the said City.

#### Elections for remainder of 1863.

VII. Provided that the first List of Voters, for each of such additional Wards, shall be made out and notes taken in every such election by the same person, and the same Returning Officer, and the nomination and election shall take place in the same way as is at present prescribed for elections under the New Westminster Municipal Council Act, 1860.

Save that the first List of Voters for the New Wards shall be made out by the 30th day of September, 1863

the first nomination shall take place on the 7th day of October, 1863, and the first election on the day following, and each member elected in accordance with this Act shall be deemed to have been in all respects duly elected a Municipal Councillor of the said City, under the New Westminster Municipal Council Act, 1860, and shall vacate office on the same day, and be eligible for re-election as if elected on the 7th day of August, 1863.

#### Power of Taxation for 1863.

VIII. A supplemental Municipal tax may be created for the remainder of the Municipal year now current, by the whole body of Municipal Councillors so increased as aforesaid, and apply to and extend over the tract of land so included in the Municipality as aforesaid, but no further.

#### Collection thereof.

And such tax may be levied, assessed, and collected within and for such time, not exceeding the limits of the financial Municipal year now current, and in such manner as the Municipal Council may in their discretion determine best, with, under, and subject to the same restrictions as to amount, powers (including the power of sale), penalties, and remedies for collection, as if such tax had been created in the ordinary time and manner, under the said New Westminster Municipal Council Act, 1860.

In subsequent years the same as other parts of the City.

IX. On and after the close of the Municipal year now current, the said tract of land included as aforesaid in the said Municipality, and the said Wards hereinbefore created, shall be for the purposes of taxation representation in the Municipal Council, and all other Municipal purposes whatsoever, be deemed and taken to be part and parcel of the said City of New Westminster, as if such land had been originally included in the Act last above mentioned, and thenceforth be and remain subject to all the laws and by-laws for the time being in force and affecting the said Municipality.

#### Short Title.

X. This Act may be cited for all purposes as the "New Westminster Municipal Extension Act, No. 3."

Issued under the Public Seal of the said Colony, at Victoria, Vancouver Island, the 23rd day of in September, the year of our Lord one thousand eight hundred and sixty-three, and in the twenty-seventh year of Her Majesty's reign by me,

JAMES DOUGLAS.

By His Excellency's Command,

WILLIAM A. G. YOUNG.

GOD SAVE THE QUEEN.

### BRITISH COLUMBIA.



### PROCLAMATION.

No. 9, A. D. 1863.

By His Excellency JAMES DOUGLAS, Companion of the Most Honourable Order of the Bath, Governor and Commander-in-Chief of British Columbia and its Dependencies, Vice-Admiral of the same, &c., &c.

WHEREAS under and by virtue of an Act of Parliament made and passed in the Session of Parliament held in the 21st and 22nd years of the Reign of Her Majesty Queen Victoria, intituled "An Act to provide for the Government of British Columbia," and by a Commission under the Great Seal of the United Kingdom of Great Britain and Ireland, I, JAMES DOUGLAS, have been appointed Governor of the said Colony, and have been authorized by Proclamation under the Public Seal of the said Colony, to make laws, institutions, and ordinances, for the peace, order, and good Government of the same;

AND WHEREAS by a certain Indenture dated the 17th day of April, A. D. 1863, and made between RICHARD CLEMENT MOODY, Colonel of Royal Engineers, and Chief Commissioner of Lands and Works for British Columbia, acting on behalf of the Government of British Columbia, of the first part, and WILLIAM HOOD of Cache Creek, in British Columbia, of the other part, the said WILLIAM HOOD contracted to construct and complete a certain Waggon Road and Works as described in the said Indenture and Specifications thereto annexed, and within the time, on the terms, and subject to the approval therein mentioned, for the price of Twelve thousand seven hundred and eighty-three pounds ten shillings Sterling, subject to be increased, under certain contingencies therein mentioned, to Thirteen thousand nine hundred and seventeen pounds and fifteen shillings Sterling, payable in British Columbian Bonds, at the following times, and in the following manner, that is to say; by Bonds of the Government of British Columbia, bearing interest at the rate of Six per Cent per annum, from the dates of the acceptances of the said Road Works by the said Chief Commissioner, such Bonds to be redeemable in the proportions, time, and manner, hereinafter mentioned, and the said payment to be made by such proportional instalments, as the said Chief Commissioner should in his discretion think fit.

AND WHEREAS, it is by the same Indenture provided that One-fifth of the said total amount of Bonds shall be retained until six months after the comple-



tion and acceptance of the said Road and Works, or such earlier period as shall be appointed in that behalf, by the said Chief Commissioner, for the purposes in the said Indenture mentioned.

Now, therefore, I do hereby declare, proclaim, and enact, as follows:

*B. C. £50 Bonds up to £13,900 may be delivered to Chief Commissioner to fulfil the Contract.*

I. On the production of any and every Certificate of the said Chief Commissioner stating that any portion of the said Works has been executed to the satisfaction of the said Chief Commissioner, and specifying the amount that is due thereon to the Contractor, there may be delivered to the said Chief Commissioner of Lands and Works for the time being, to be applied to payments under the said Contract, such a number of Bonds not exceeding in the whole the total amount before mentioned, in the form set forth in the Schedule hereto, as shall represent at par the amount specified in any such Certificate; each Bond being for the amount of Fifty pounds, and bearing interest at the rate of Six per cent per annum from the date of Certificate of acceptance.

*After specified delay for repairs, balance due may be paid.*

II. At the expiration of six calendar months from the date of the completion and acceptance by Government of the whole of the said Road and Works, or at such earlier period as the said Chief Commissioner shall specially certify in writing under his hand in that behalf, and on the production of a Certificate of approval and acceptance thereof, signed by the said Chief Commissioner, and stating that the whole of the said Works have been executed in accordance with the said Contract, there may be delivered to the said WILLIAM HOOD, his executors, administrators, or assigns, such portion of the said recited total (or increased total) amount as the case may be, of the said Bonds issuable under this Act, as shall not have been applied or expended by the Government of British Columbia, in keeping the said Works in repair under the provisions of the said Contract in that behalf contained.

*Cesser of interest on non presentation of Bond.*

III. Provided that all interest shall cease to accrue upon any of the said Bonds which shall not have been presented for payment at the Treasury, upon the day therein appointed for the redemption thereof.

*Numbering.*

IV. All the said Bonds shall be numbered in a regular series, according to the natural numbers, beginning with No. 1, according to the order in which the same shall be issued.

*Classification.*

V. The Bonds numbered 1 to 85 both inclusive, shall, subject as hereinafter mentioned, be payable by the Treasurer, with interest, in Cash, on the 30th day of September, A. D. 1864. The Bonds numbered 86 to 170 both inclusive, shall, subject as hereinafter mentioned, be payable by the Treasurer, with interest, in Cash, on the 30th day of September, A. D. 1865. The Bonds numbered 171 to 255, both inclusive, shall, subject as hereinafter mentioned, be payable by the Treasurer, with interest in Cash, on the 30th day of September, A. D. 1866, and (if required under the Contract), the Bonds numbered 256 to 277, both inclusive, shall subject as hereinafter mentioned, be payable by the Treasurer, with interest, in Cash, on the 30th day of September, A. D. 1867. All the said Bonds shall be dated as of the days on which the Certificates of acceptance to which they refer, shall respectively be issued.

*Bonds charge on General Revenue after existing special liabilities.*

VI. The Treasurer of the Colony, or other person for the time being acting in that capacity, is hereby ordered and directed to pay the amount of every such Bond, and all interest payable thereon, out of any monies belonging to the said Colony remaining in his hands, after providing for the existing charges on the Public Revenue, by Loans or Bonds already raised or issued, at the time when such Bonds shall be presented to him for the payment of the principal or interest thereof in accordance with the provisions of this Act. The interest due on each of the said Bonds shall be paid half-yearly upon presentation of the Bond in respect of which any such interest shall be due, at the Treasury, at New Westminster.

*Schedule.*

VII. The Schedule hereto shall be deemed to be part of this Act.

*Short Title.*

VIII. This Act may be cited on all occasions as the "Cook's Ferry and Clinton Road Bonds Act, 1863."

Issued under the Public Seal of the said Colony, at Victoria, Vancouver Island, this 30th day of June, A. D. 1863, and in the twenty-seventh year of Her Majesty's Reign, by me,

JAMES DOUGLAS.

By His Excellency's Command.

WILLIAM A. G. YOUNG,

Colonial Secretary.

GOD SAVE THE QUEEN.

## SCHEDULE.

COLONY OF BRITISH COLUMBIA.

### TREASURY BOND.

Under the Cook's Ferry and Clinton Road Bonds Act, 1863.

£50. £—  
No. Dated A. D. 186 .  
Payable 30th September, 186 .

The Government of British Columbia is hereby bound (subject to the existing charges on the Revenue by Loans and Bonds), to pay to the Bearer hereof, on the 30th day of September, 186 the sum of Fifty pounds, together with interest thereon in the meantime, from the day of 186 after the rate of Six per cent per annum. The Interest becoming due hereon, shall be payable in instalments half-yearly, at the Treasury, New Westminster, to the Bearer hereof.

—Treasurer.

By order of His Excellency the Governor,

—Colonial Secretary.

## BRITISH COLUMBIA.

### PROCLAMATION.

No. 9. A. D. 1861.

By His Excellency JAMES DOUGLAS, Companion of the Most Honourable Order of the Bath, Governor and Commander-in-Chief of British Columbia and its Dependencies, Vice-Admiral of the same, &c., &c.

WHEREAS, under and by virtue of an Act of Parliament made and passed in the session of Parliament held in the 21st and 22nd years of the Reign of Her Majesty Queen Victoria, entitled "An Act to provide for the Government of British Columbia," and by a Commission under the Great Seal of the United Kingdom of Great Britain and Ireland, I, JAMES DOUGLAS, have been appointed Governor of the said Colony, and have been authorized by Proclamation under the Public Seal of the said Colony, to make laws, institutions, and ordinances for the peace, order, and good government of the same;

And whereas it is expedient to amend and consolidate the laws affecting the settlement of unsurveyed Crown Lands in British Columbia;

Now, therefore, I do hereby declare, proclaim, and enact as follows:

#### Repeal of former Proclamations.

I. The Proclamation issued by me, under the Public Seal of the said Colony, dated the 4th day of January, 1860, and the Pre-emption Amendment Act 1861, end the Pre-emption Purchase Act, 1861, are hereby repealed.

*Purchasers since the 20th June to hold on the ordinary terms of Pre-emption.*

II. All purchasers of unsurveyed land in British Columbia, who shall have made their purchases subsequently to the 20th day of June, 1861, and previously to the 27th day of August, 1861, shall hold the land purchased under precisely the same terms and conditions of occupation and improvement as are mentioned in the said Proclamation of the 4th day of January, 1860, with regard to lands pre-empted without purchase.

*British subjects, and aliens who shall take the oath of allegiance, may acquire the right to hold land, and to purchase the same when surveyed, on certain conditions.*

III. That from and after the date hereof, British subjects and aliens who shall take the Oath of Allegiance to Her Majesty and Her Successors, may acquire the right to hold and purchase in fee simple, unoccupied and unsurveyed and unreserved Crown Lands in British Columbia, not being the site of an existent or proposed Town, or auriferous land available for mining purposes, or an Indian Reserve or Settlement, under the following conditions:

*The settler shall enter into possession and record his claim to any quantity not exceeding 160 acres.*

IV. The person desiring to acquire any particular plot of land of the character aforesaid shall enter into possession thereof, and shall record his claim to any quantity not exceeding 160 acres thereof, with the Magistrate residing nearest thereto; paying to the said Magistrate the sum of eight shillings for recording such claim.

*A holder of land may acquire additional land contiguous to the 160 acres, by paying an instalment of the purchase money.*

V. Any person in possession of 160 acres of land as aforesaid, may acquire the right to hold and purchase any further tract of unsurveyed and unoccupied land aforesaid, over and above the quantity of 160 acres aforesaid, and contiguous thereto, upon payment to the nearest Magistrate of the sum of 2s. 1d. per acre for the same, as and by way of instalment of the purchase money to be ultimately paid to the Government upon the survey of the same land.

*Proposing purchaser shall hold and record.*

VI. Any person so paying such deposit shall enter into possession and record his claim to such last mentioned tract of land, in manner hereinbefore prescribed.

#### Description of the land, how to be stated.

VII. The claimant shall in all cases give the best possible description of the land to the Magistrate with whom his claim is recorded, together with a rough plan thereof, and identify the plot in question by placing at the corners of the land four posts, and by stating in his description any other land marks of a noticeable character.

*Rectangular shape, or as nearly as possible proportion of the lines.*

VIII. Every piece of land sought to be acquired under the provisions of this Proclamation, shall, save as hereinafter mentioned, be of a rectangular shape, and the shortest line thereof shall be at least two-thirds the length of the longest line.

*Natural boundaries may be adopted in certain cases.*

IX. Where the land sought to be acquired is in whole or in part bounded by mountains, rocks, lakes, swamps, or the margin of a river, or by other natural boundaries, then such natural boundaries may be adopted as the boundaries of the land sought to be acquired, and in such case it shall be sufficient for the claimant to show to the satisfaction of the Magistrate that the said form conforms as nearly as circumstances permit to the provisions of this Proclamation.

*Lines of adjacent claims may be adopted.*

X. If the land sought to be acquired be bounded by a claim, the line of such claim may be adopted by the person so seeking to acquire, notwithstanding any irregularity in such line which may have been occasioned by the adoption of a natural boundary by the claimant of the adjacent claim.

*Enclosed spaces may be adopted, notwithstanding any irregularity of shape.*

XI. Where a piece of land is partially or entirely enclosed between two or more claims, the claimant may acquire such enclosed piece notwithstanding any irregularity of form, or disproportion in length, of any of the sides.

*Boundaries to run as nearly as possible according to the points of the compass.*

XII. The boundaries shall run as nearly as possible by the cardinal points of the compass.

*Purchase on survey.*

XIII. When the Government Survey shall extend to the land claimed, the claimant who has recorded his claim as aforesaid, or his heirs or devisees, or in the case of the grant of a certificate of improvement hereinafter mentioned, the assign of such claimant shall, if he or they shall have been in continuous occupation of the same land from the date of the record aforesaid, be entitled to purchase the land so acquired, or in respect of which such deposit shall have been paid as aforesaid, at such rate as may for the time being be fixed by the Government of British Columbia, not exceeding the sum of 4s. 2d. per acre.

*Certificate of improvement to be issued when improvements have been made to the extent of 10s. per acre.*

XIV. When the claimant, his heirs or devisees, shall prove to the nearest Magistrate by the evidence of himself and of third parties, that he or they has or have continued in permanent occupation of the claim from the date of record, and has or have made permanent improvements thereon to the value of 10s. per acre, the said Magistrate shall grant to the said claimant, his heirs or devisees, a certificate of improvement in the Form marked A, in the Schedule hereto.

*When Certificate of improvement has been issued the holder may sell or deal with the land.*

XV. Upon the grant of the certificate of improvement aforesaid, the person to whom the same is issued may, subject to any unpaid instalments, sell, mortgage, or lease the land in respect of which such certificate has been issued; but no interest in any plot of land acquired in either of the methods aforesaid, shall, before payment of the purchase money, be capable of passing to a purchaser, unless the vendor shall have obtained such certificate of improvement as aforesaid.

*Conveyance on payment of the purchase money.*

XVI. Upon payment of the purchase money a conveyance of the land purchased shall be executed in favour of the purchaser, reserving the precious minerals with a right to enter and work the same in favour of the Crown, its Assignees and Licensees.

*Compensation to owner whose land may be taken or injured in certain cases.*

XVII. In the event of the Crown, its Assignees or Licensees, availing itself or themselves of the privileges (other than the taking of land required for roads) mentioned in clauses 25 and 26, a reasonable compensation for the land taken, wasted, or damaged shall be paid to the person whose land shall be taken, wasted or damaged as aforesaid, and in case of dispute the same shall be settled by a jury of six men, to be summoned by the nearest Magistrate.

*Priority of title.*

XVIII. Priority of title shall be obtained by the person who, being in possession, shall first record his claim in manner aforesaid.

*Cancellation of claim on permanent cessation of occupation.*

XIX. Whenever any person shall permanently cease to occupy land acquired in either of the methods aforesaid, the Magistrate resident nearest to the land in question may, in a summary way, on being satisfied of such permanent cessation, cancel the claim of the person so permanently ceasing to occupy the same and record the claim thereto of any other person satisfying the requisitions aforesaid.



## List of Unclaimed Letters (Continued.)

Leo, Thomas  
Lippiscot, W  
Lazarus, Edward  
Leafuncois, Onesime  
Lyons, John G  
Lindsay, Archibald 2.  
Lisa, Vene  
Lister, William  
Livingston, Dugald  
Love, Thomas  
Lawler, Charles  
Lennen, Edward  
Lenneker, Mr.  
Levey, Alexander N  
Lausing, Henry  
Launty, Jacob  
Leary, John  
Larcomb, Joseph  
Leaver, Thomas  
  
Maude, Henry H  
Muuro, Gilbert 3.  
Moroney, Edward  
Mc Naughton, David 3.  
Mc Kay, William  
Mc Arthur, Donald  
Mc Donald, John  
Marks, T. I.  
Mitchell, Thomas A.  
Mitchell, Thomas  
Mc Kee, Hugh  
Mc Millan, Charles 2.  
Maynard, A. B.  
Millard, Charles  
Mc Donald, Alexander 2.  
Mc Innes, Neil 2.  
Monkro, Joseph  
Matheson, Hugh  
Mc Crim, Walter  
Morgan, D. P.  
Moore, Charles  
Mosier, H.  
Mc Nairn, Robert 2.  
Mc Askill, Kenneth  
Meades, Rollin P.  
Medora, Alfred  
Mc Causland, O. J.  
Mollony, James  
Moleur, Hilaire  
Mc Millan, John  
Mc Crady, E. R.  
Mildeuftein, Otto  
Moore, John 3.  
Miller, James H.  
Madden, John (Registered)  
Mc Feely, B.  
Mc Cartney, William 2.  
Mc Donald, Charles  
Mc Donald, Ronald  
Mc Caw, S.  
Morris, H.  
Mc Caskill, William  
Munro, R. R.  
Muir, David  
Marston, John  
Mann, A. J.  
Mc Millan, W. F.  
Mc Farlane, Alexander  
Mohr, John  
Mc Keith, D.  
Mulkey, George E.  
Marks, Mr.  
Montgomery, John 2.  
Mc Fee, Charles  
Mc Afee, Allen  
Mc Laughlin & Klippal,  
Michael, Robert  
Mc Neil, John  
Miller, Hugh 2.  
Mc Connell, Archy  
Minson, Henry  
Mathis, Dreury  
Murphy, Pat  
Millard, W. S.  
Martin, W. S.  
Marr, Robert  
Mc Shen, H. P.  
Mc Carty, David  
Moisson, F. V.  
Mc Gown, M.  
Mc Gregor, George 2.  
Maclin, John  
Mays, William C.  
Mc Carthy, H. D.  
Monchant, Exavier  
Meager, James  
Mc Pherson, Donald  
Mc Curdy, Dr. Samuel  
Mc Dowell, John  
Martin, William  
Mc Kenzie, Alexander G.  
Mc Kenzie, Alexander,  
  
Nightingale, Richard 3.  
Narcisse, Aubrey I.  
Nickolls, Samuel 2.  
Nolan, Mrs. 3.  
Newton, D. F.  
Newbery, Frederick  
Neil, Thomas  
Newsome, Thomas  
Nemmo, John  
Nind, Hon. P. H.  
Newsom, George Jr.  
  
Oliver, Andrew  
O'Harra, Charles  
O'Brien, Michael  
Orde, R. H. 3.  
O'Connell, Daniel  
O'Connell, Richard

Price, Richard  
Pardo, Thomas L.  
Pool, Robert  
Patterson, Robert  
Petrie, Adam  
Purdy, Seymour  
Perry, William  
Phelan, P.  
Pyphers, Thomas  
Peers, Alexander  
Pollock, John 3.  
Perry, E. W.  
Pearce, Henry  
Pellant, Hyacinte  
Perry, I. L.  
Pattison, Eustace  
Purdy, David I.  
Phillips, R.  
Parsons, Charles M.  
Permdarden, Frank  
Perham, A. S. 2.  
Preston, James  
Prater, Charles L.  
Putnam, J. D. 2.  
Parr, John  
Piette, Prosper I.  
Prouty, H. N.  
Parker, Anthony  
Presso, Michael G.  
Perkins, Hiram  
Paove, Thomas

Rees, James M.  
Richardson, George 2.  
Ross, George  
Reynolds, George 8.  
Rose & Peterson, Messrs.  
Ralph, James  
Read, Augustus  
Roatman, W.  
Robinson, Mr.  
Ruffley, J. E.  
Robertson, J. F.  
Roberts, W. H.  
Rose, Hugh  
Richardson, Frank M. 2.  
Robertson, William 3.  
Robertson, William Henry  
Reves, J.  
Reid, William  
Robb, David  
Rochon, Mr.  
Ring, Michael  
Ramirez, Luis  
Rising, D. B.  
Rodgers, William  
Richie, George  
Raferty, Edward  
Russel, Edward  
Rusk, Robert  
Ross, Geo. Jas.  
Ross, John M.  
Read, John M.  
  
Sing, Hi  
Simpson, James  
Seabrook, Road 2.  
Stevens, Mrs. A.  
Smithwaite, John  
Strannelli, Pietor  
Simonton, W. B.  
Sinclair, C. D.  
Stevenson, John 2.  
Swan, Alexander  
Smith, Joseph  
Stoner, William  
Shetta, John  
Stevens, James  
Segiel, Mrs. Elizabeth  
Sherman, William E.  
Shaw, John  
Sterns, A. I.  
Stobo, Alexander  
Simpson, Robert 2.  
Stromberg, George  
Smith, M. E.  
Spilman, Abraham P.  
Stansbury, Charles  
Sampson, William  
Schwarz, Enos  
Shannon, Jeremiah  
Smith, E.  
Stone, N. H.  
Simmons, William  
Segur, George  
Scott, D.  
Shively, John  
Sylve, Jean  
Smith, W. K.  
Shampson, William  
Sawyer, Jonathan E.  
Stinson, Roger  
Sill, Joseph

Thistlewaite, James  
Tomlinson, J. S. 2.  
Thomson, Samuel 2.  
Thocking, Samuel  
Thorne, Daniel C. 2.  
Tait, Thomas  
Titler, S. T.  
Thompson, James B.  
Trevorwood, Thomas  
Tyson, James  
Tanner, George  
Thompson, Robert  
Thomis, R. F.  
Thompson, William  
Tait, John R.  
Terrill, Nathaniel G.  
Thompson, James J.

## List of Unclaimed Letters (Continued.)

Thompson, James  
Tangrell, John  
Turner, J. J. 2.  
Thompson, Archibald  
Urquhart, Walter 2.  
Van Bremer, James  
Vyaibolling, G.  
Vass, George  
Vollman, Henry  
Vantrim, X.  
Van Dine, H. L.  
Vansicklen, Thomas  
  
Wright, Jesse 4.  
Westmoreland, R. 2.  
Walker, Donald  
Wilson, Robert  
Wilson, John  
Woodward, Fletcher  
Williams, George 2.  
Weir, John  
Walker, E.  
Whitford, Amos T. 2.  
Wood, R. H.  
  
Walker, Robert W. 2.  
Williams, O. W.  
Waynick, W. W. 2.  
Wilcox, James 2.  
Walsh, James  
Williams, David 3.  
Waldron, P. M.  
Wilson, Timothy  
Wallace, George  
Williams, Thomas 3.  
Watson, Hugh  
Wells, T.  
Willis, William T.  
Whitener, H W  
Walker, John  
Walton, William  
Wonnell, Mrs.  
Wallace, Jeremiah  
Wait, John  
Williams, John  
Williams, Peter  
Williams, James  
Watt, John  
Yake, William

W. R. SPALDING.

31st Oct., 1863.



## At the Court at Windsor, the 11th day of June, 1863:

PRESENT,

THE QUEEN'S MOST EXCELLENT MAJESTY,  
LORD PRESIDENT EARL RUSSELL,  
LORD PRIVY SEAL MR. MILNER GIBSON.

WHEREAS, by an Act passed in the 22nd year of the Reign of Her Majesty, entitled "An Act to provide for the Government of British Columbia," it was declared lawful for Her Majesty, by Order in Council, to authorize and empower such Officer as she might from time to time appoint to Administer the Government of British Columbia, to make provision for the Administration of Justice therein, and generally to make, ordain, and establish such Laws, Institutions, and Ordinances as might be necessary for the peace, order, and good government of Her Majesty's Subjects and others therein; provided that it should be lawful for Her Majesty so soon as she might deem it convenient, by any such Order in Council as aforesaid, to constitute or to authorize and empower such Officer to constitute a Legislature, to make laws for the peace, order, and good government of British Columbia; such Legislature to consist of the Governor or Officer Administering the Government of the Colony, and a Council or Council and Assembly, to be composed of such and so many persons, and to be appointed or elected in such manner, and for such periods and subject to such regulations as to Her Majesty might seem expedient. And whereas, by an Order in Council, bearing date on the 2nd day of September, in the year 1858, Her Majesty was pleased to authorize such Governor or Officer as aforesaid, to make provision for the Administration of Justice, and, as therein mentioned, to make Laws and Ordinances for the peace, order, and good government of Her Majesty's Subjects and others in the said Colony. And whereas, it is expedient to make the said Order in Council, and to constitute a Legislature for the said Colony, consisting of the Governor or Officer Administering the Government thereof and the Legislative Council hereinafter established:

I. It is hereby ordered by Her Majesty, by and with the advice of Her Privy Council, and in pursuance and exercise of the powers vested in Her Majesty by the said Act of Parliament, or otherwise in that behalf, that the said recited Order in Council shall be and the same is hereby revoked. Provided always that nothing herein contained shall be held to invalidate any act or thing done, nor any appointment made in pursuance or under authority of the said Order in Council, but that every such act, thing, and appointment shall remain of the same force and effect as if the said Order in Council were still in operation.

And it is hereby further ordered as follows, that is to say:

II. In this Order in Council the term Governor shall mean the Officer for the time being lawfully Administering the Government of the Colony of British Columbia.

III. There shall be in the said Colony a Legislative Council, constituted as hereinafter mentioned.

IV. It shall be lawful for the Governor, with the advice and consent of the said Legislative Council, to make Laws for the peace, order, and good government of the said Colony.

V. The said Council shall consist of such Public Officers within the said Colony, as shall from time to time be designated, and of such persons as shall from time to time be named by or in pursuance of any Instructions or Warrant under the Royal Sign Manual and Signet, and of such other persons as may from time to time be appointed by the Governor, by Instruments to be passed under the Public Seal of the said Colony. Provided that every such last mentioned appointment shall be provisional only until the same shall have been approved by Her Majesty, through one of Her Principal Secretaries of State, and may be made to determine at a period named in the Instrument making the same, and that the total number of Councillors shall not by any such appointment be raised above the number of Fifteen. Provided also that every Member of the said Council shall hold office during Her Majesty's pleasure only.

VI. The Precedence of the Members of the said Council may be from time to time determined by any such Instructions as aforesaid. In the absence of such determination the Members shall take rank according to the order of their appointment, or if appointed by the same Instrument according to the order in which they are named therein.

VII. The Governor or, in his absence, any Member of the Council appointed by him in writing, or in default of such appointment, the Member present who shall stand first in order of precedence shall preside at every meeting of said Council. All questions brought before the Council shall be decided by the Majority of the Votes given, and the Governor or Presiding Member shall have an Original Vote on all such questions, and also a Casting Vote if the Votes shall be equally divided.

VIII. No business (except that of adjournment) shall be transacted unless there shall be present Four Members of Council besides the Governor or Presiding Member.

IX. The Council shall, in the transaction of business and passing of Laws, conform as nearly as may be to the directions conveyed in that behalf to the Governor of British Columbia, in certain Instructions under the Sign Manual and Signet, bearing date the 2nd day of September, 1858, until otherwise provided by US, and to such further Instructions under the said Sign Manual and Signet as may hereafter be addressed to the Governor in that behalf.

X. Subject to such Instructions the Council may make such Standing Rules and Orders for the regulation of their own proceedings.

XI. No Law shall take effect until the Governor shall have assented to the same on behalf of Her Majesty, and shall have signed the same in token of such assent.

XII. Her Majesty may by Order in Council, or through one of Her Principal Secretaries of State, disallow any Law passed by the said Governor and Council, at any time within two years after such Law shall have been received by the Secretary of State, and every Law so disallowed shall become null and void so soon as the disallowance thereof shall be published in the Colony by authority of the Governor.

XIII. If any Councillor shall become Bankrupt or Insolvent, or shall be convicted of any criminal offence, or shall absent himself from British Columbia for more than three months, without leave from the Governor, the Governor may declare in writing that his seat at the Council is vacant, and immediately on the publication of such declaration he shall cease to be a Member of the Council.

XIV. The Governor may, by writing under his hand and seal, suspend any Legislative Councillor from the exercise of his office, proceeding therein in such manner as may from time to time be enjoined by any such Instructions as aforesaid, and until otherwise ordered according to such directions respecting the suspension of Public Officers, as are contained in the above mentioned Instructions, bearing date the 2nd day of September, 1858. And the Most Noble the Duke of Newcastle, one of Her Majesty's Principal Secretaries of State, is to give the necessary directions herein accordingly.

ARTHUR HELPS.

## Proclamations.

BRITISH COLUMBIA.



## PROCLAMATION.

No. 12. A. D. 1863.

By His Excellency JAMES DOUGLAS, Companion of the Most Honourable Order of the Bath, Governor and Commander-in-Chief of British Columbia and its Dependencies, Vice-Admiral of the same, &c.

WHEREAS, under and by virtue of an Act of Parliament, made and passed in the session of Parliament, held in the 21st and 22nd years of the Reign of Her Majesty Queen Victoria, entitled "An Act to provide for the Government of British Columbia," and by a Commission under the Great Seal of the United Kingdom of Great Britain and Ireland, I, JAMES DOUGLAS, have been appointed Governor of the said Colony, and have been authorized by Proclamation under the Public Seal of the said Colony, to make laws, institutions, and ordinances for the peace, order and good government of the same;

And whereas, certain permanent Government Offices in the gift of the Crown, and in the Schedule hereto more particularly mentioned, have been duly created in the said Colony, and Officers duly appointed thereto;

And whereas, it is expedient to proclaim a permanent Law enabling Her Majesty, Her heirs and successors, out of the General Revenue of the said Colony, to allot salaries to the persons for the time being appointed by Her Majesty, Her heirs or successors, to such Offices, at the several rates and in manner hereinafter appearing;

Now therefore, I do hereby declare, proclaim, and enact as follows:

*Power to pay salaries of certain Government Officers out of the Revenue of the Colony.*

I. From and after the date of this Act, and at all times hereafter, it shall be lawful for Her Majesty, Her heirs and successors, out of the General Revenue of the Colony of British Columbia, from whatever source arising, to pay, or cause to be paid, the several minimum annual salaries, with the allowances, and to the several persons for the time being appointed as aforesaid, and at the several minimum rates in the Schedule hereto annexed, in that behalf more particularly mentioned.



*Schedule.*

II. The Schedule hereto shall be part of this Act  
*Short Title.*

This Act may be cited on all occasions as the "Crown Officers' Salaries Act, 1863."

Issued under the Public Seal of the said Colony, at Victoria, Vancouver Island, the 24th day of September, in the year of Our Lord one thousand eight hundred and sixty-three, and in the twenty-seventh year of Her Majesty's reign, by me,

JAMES DOUGLAS.

By His Excellency's Command,  
WILLIAM A. G. YOUNG,

GOD SAVE THE QUEEN.

*SCHEDULE*

to which this Act refers.

Governor, with a suitable residence properly furnished.....	£3000.
Judge of the Supreme Court of British Columbia.....	£1200.
Colonial Secretary.....	£800.
Attorney General, with practice.....	£500.
Treasurer.....	£750.
Commissioner of Lands and Surveyor General.....	£800.
Collector of Customs.....	£650.
Chief Inspector of Police.....	£500.
Registrar General.....	£500.

BRITISH COLUMBIA.

**PROCLAMATION.**

No. 8. A. D. 1863.

By His Excellency JAMES DOUGLAS, Companion of the Most Honourable Order of the Bath, Governor and Commander-in-Chief of British Columbia and its Dependencies, Vice-Admiral of the same, &c.

WHEREAS, under and by virtue of an Act of Parliament, made and passed in the session of Parliament held in the 21st and 22nd years of the Reign of Her Majesty Queen Victoria, entitled "An Act to provide for the Government of British Columbia," and by a Commission under the Great Seal of the United Kingdom of Great Britain and Ireland, I, JAMES DOUGLAS, have been appointed Governor of the said Colony, and have been authorized by Proclamation under the Public Seal of the said Colony, to make laws, institutions, and ordinances, for the peace, order, and good government of the same;

And whereas it is expedient to regulate by statute, the admission of all persons who shall be allowed or entitled to practise in the superior Courts of the said Colony, whether Barristers at Law, Attornies, or otherwise;

Now, therefore, I do hereby declare and enact as follows:

*Discharges orders of Court as to admission.*

I. The sections numbered respectively V, VI, VII, VIII, IX, and XIII, and so much of section I as relates to the admission of Barristers, Attornies, or Solicitors in this Colony, of the Order of the Court of British Columbia, made and signed by Matthew Baillie Begbie, Esq., Her Majesty's Judge of the said Court, in pursuance of a Proclamation made and passed on the 24th day of December 1858, are hereby discharged and repealed, *Provided nevertheless*, that such repeal shall not be construed in any way, to affect the positions, or right to practise of any person, who at the date of this Act, shall have been duly qualified, admitted, and actually enrolled, and entitled to practise in the Superior Law Courts of the Colony, as a Barrister at Law, Attorney, or Solicitor, and shall have continued to be so qualified, and enrolled at the time of so practising; but every such admission, and enrollment, shall have as full force and validity as if this Act had not been passed.

*Who may be Barristers.*

II. From and after the passing of this Act, every person and no other, (except as hereinbefore excepted) may be admitted, enrolled, and allowed to practise as a Barrister at Law, in the Superior Courts of Law in the Colony who shall be possessed of the qualifications following, viz:—

Being a subject of the British Crown of full age, good conduct, and repute.

(1) Who shall have been duly called and admitted to practise, as a Barrister at Law, or Advocate in any of Her Majesty's Superior Courts, (not having merely local jurisdiction,) in England or Ireland; or

(2) who shall have been duly called and admitted to practise, as a Barrister at Law in any of the superior Courts of Law, (not having merely local jurisdiction,) in any of Her Majesty's Colonies, wherein the Common Law of England is the Common Law of the land, and who if applying, after the establishment of examinations, for admission, but not before, shall have passed such examination in the laws and practice of the Colony, as shall hereafter legally established; or

(3) who shall have been so duly called, and admitted to practise as an Advocate in the Court of Session in Scotland; or

(4) who shall have been duly called, and admitted to the degree of Doctor of Civil Law, at any University in England, Scotland, or Ireland; or,

(5) who shall have been instructed within the Colony in the knowledge and practice of Law, and duly qualified to be called to the Bar, under and subject to regulations, as may hereafter be from time to time legally established in that behalf.

*Who may be Attornies.*

III. From and after the passing of this Act, every such person and no other, (except as hereinbefore excepted), may be admitted, enrolled, and authorized, and allowed to practise in the superior Courts of Law of the Colony, as an Attorney, or Solicitor, as shall be possessed of the qualification following, viz:—

Being a subject of the British Crown, of full age, good conduct, and repute.

(1) Who shall have been actually and duly enrolled, and entitled to practise as a Solicitor, Attorney, Proctor, or Writer to the Signet, in any of Her Majesty's Superior Courts of Law, (not having merely local jurisdiction) in England, Scotland or Ireland; or

(2) who shall have been actually, and duly enrolled and entitled to practise as a Solicitor, or Attorney in any of Her Majesty's Superior Courts, as aforesaid, in any of Her Majesty's Colonies, wherein the Common Law of England is the law of the land, and who if applying after the establishment of examinations for admission but not before, shall have passed any such examination, as shall hereafter be in that behalf legally established; or

(3) who may have been instructed within the Colony, in the knowledge and practice of law, and duly qualified to be enrolled in the Superior Court of the Colony, as Attorney, or Solicitor, under and subject to such regulations as may, from time to time, hereafter in that behalf be legally established.

*Requisite preliminary to admission. Oath of Allegiance. Advertisement of intention. Written application. Statement of qualification. Statutory declaration. Testimonial of good conduct. Call Certificate required.*

IV. Provided that no applicant for admission shall be capable of being admitted, enrolled, or allowed to practise, whether Barrister at Law, Attorney, or Solicitor, until he shall have first taken and subscribed the Oath of Allegiance, before the Registrar, or Deputy Registrar, of the Supreme Court of Civil Justice of British Columbia, at New Westminster, and shall have advertised in the *Government Gazette* at least two Calendar months previous, notice of his intention to apply in the next ensuing term thereafter of the Court to which such application is intended to be made; and have delivered in writing to the said Registrar, or Deputy Registrar, his application for such admission, giving therein at full length his name and address, and a statement of his qualification, and shall have also made and subscribed the statutory declaration hereinafter mentioned, and have deposited with such Registrar, or Deputy Registrar, a Certificate under the hand of at least two duly enrolled and practising Members of the legal profession of the said Colony, immediately before the application for admission, that they believe the applicant is a person of good moral conduct, and shall also have deposited with such Registrar, or Deputy Registrar, for at least one Calendar month after making such written application the Certificate following; that is to say:

If the applicant be a Barrister at Law of England or Ireland, or Advocate in Scotland, as aforesaid, a Certificate under the seal of any of the Societies or Inns of Court in England, Scotland, or Ireland duly authorized in that behalf.

*From a Colonial Barrister.*

If a Colonial Barrister as aforesaid;

A Certificate under the seal of any of the Societies or Inns of Court of such Colony duly authorized in that behalf, or where none such exists, then of the Superior Court or Courts, not having merely local jurisdiction of such Colony.

*From D. C. L.*

If a Doctor of Civil Law as aforesaid.

A Certificate of the University as aforesaid, where such applicant has taken such degree.

*From an Attorney, (Home or Colonial.)*

If an Attorney, Solicitor, or Proctor, as aforesaid.

A Certificate of the Superior Court or Courts as aforesaid, in England, Scotland, or Ireland, or any such of Her Majesty's Colonies as aforesaid.

Under the hand of the proper Officer of such Society, Inn of Court, Court or Courts or University, as the case may be, to the effect that the applicant was at the date thereof on the books of the said Society, Inns of Court, or University, or on the roll of such Barristers, Attornies, Solicitors, Proctors or Writers to the Signet, of such Court or Courts as the case may be; and that no application had been made to such Society, Inns of Court, Court or Courts since his admission therein, or enrollment, against such person for misconduct in such his capacity as Barrister at Law, Advocate, Attorney, Solicitor, Proctor, or Writer to the Signet

*Statutory Declaration.*

Provided that no such applicants shall be capable of any such admission and enrollment as aforesaid, until he shall have made, and subscribed, and filed with the said Registrar, or Deputy Registrar, a declaration under, and subject to, the provisions and penalties of the Act passed in the fifth and sixth years of the Reign of His late Majesty King William the Fourth, Chapter sixty two, to the effect and in the form marked A. in the Schedule hereto.

*Admission after verification.*

VI. All documents required under this Act shall be submitted for the approval of the Judge of the said Supreme Court as to their due compliance with the requirements hereof, and upon such approval, the name of such applicant as aforesaid, shall be entered by such Registrar, or Deputy Registrar, on the proper Roll, upon the payment of the proper fees.

*Fees.*

VII. The fees to be taken by the said Registrar, or Deputy Registrar, upon the transaction or entry of the several matters, and things to be done by him under this Act, shall be such as shall be from time to time made, varied, or presented by any order of the said Supreme Court.

*Saving of Judicial Authority.*

VIII. Nothing herein contained shall be construed to prevent the Judge of the said Supreme Court from exercising

the powers and authority usually exercised in England by Judges of the Superior Courts over Attornies, or the Roll, or in respect of other the persons practising in such Courts.

*Penalties on false statement.*

IX. Any person knowingly making a false statement in any material point under this Act, or the above cited Act of the fifth and sixth years of the Reign of His late Majesty King William the Fourth, Chapter sixty two, shall be liable to the penalties by such last cited Act prescribed, and every person otherwise in any way acting, or practising, in contravention of any of the provisions of this Act, shall also be deemed guilty of a Contempt of Court and punishable accordingly.

*Schedule part of Act.*

X. The Schedule hereto shall be deemed a part of this Act.

*Short Title.*

XI. This Act may be cited for all purposes as "The Legal Professions Act, 1863."

Issued under the Public Seal of the said Colony, at Victoria, Vancouver Island, this 18th day of June, A. D., 1863, and in the Twenty-sixth year of Her Majesty's Reign, by me,

JAMES DOUGLAS,

By His Excellency's command,

WILLIAM A. G. YOUNG,

Colonial Secretary.

GOD SAVE THE QUEEN.

*SCHEDULE*

TO WHICH THE FOREGOING ACT REFERS.

*FORM A.*

FORM OF DECLARATION BY BARRISTERS.

I, A. B. of do solemnly and sincerely declare that I am a Barrister at Law [or advocate,] duly authorized to practise in the Superior Courts (not having merely local Jurisdiction) of England, [Ireland, Scotland or Her Majesty's Colony of as the case may be,] and that I was called to the Bar by The Honourable Society of [or duly called to the Bar, and admitted and enrolled, as a Barrister in the Court in the said Colony.] [Variation for an Attorney or Solicitor. That I am an Attorney of Her Majesty's Court at Westminster, [or Solicitor, Proctor, or Writer to the Signet, as the case may be,] and that I was duly admitted and enrolled as an Attorney [or Solicitor as the case may be] of the said Court at Westminster, [if in one of Her Majesty's Colonies vary the wording accordingly] on the day of

And that I am the person named in the Certificate now produced, and that I am a British subject by birth, [or naturalization, if naturalized state the date,] and that I have never since changed or declared the intention of changing my Allegiance. And that I am truly qualified to act in the capacity of according to the tenor of my qualification, and that I have never been disqualified, nor done any act whereby or by reason whereof, I may be or become disqualified, and that no application, or proceeding, has ever been taken or commenced against me, in any part of Her Majesty's dominions, with the object of disqualifying me, or by reason whereof I might have become disqualified from acting as a Barrister, [Advocate, Attorney, Solicitor, Proctor or as the case may be.]

And I make this solemn declaration conscientiously believing the same to be true, and by virtue of the provisions of an Act, made and passed in the fifth and sixth years of the Reign of His late Majesty King William the Fourth, Chapter 62, intitled "An Act to repeal an Act of the present Session of Parliament, intituled an Act for the more effectual abolition of Oaths and Affirmations, taken and made in the various departments of the state, and to substitute declarations in lieu thereof, and for the more entire and effectual suppression of voluntary and extra judicial oaths and affidavits, and to make other provisions for the abolition of unnecessary oaths.

Signature of Declarant—

Made and subscribed at this day of A.D.

Before me,

FORM OF DECLARATION BY A DOCTOR OF CIVIL LAW.

I, A. B. of do solemnly and sincerely declare that I am a Doctor of Civil Law of the University of and was duly admitted to that Degree at the day of and And that I am the person named in the Certificate now produced; and that I am a British subject by birth [or naturalization, if naturalized state the date,] and that I have never since changed or declared the intention of changing my allegiance. And I make this solemn declaration, &c. [Concluding as above.]

BRITISH COLUMBIA.

**PROCLAMATION.**

No. 10. A. D. 1863.

By His Excellency JAMES DOUGLAS, Companion of the most Honourable Order of the Bath, Governor and Commander-in-Chief of British Columbia and its Dependencies, Vice Admiral of the same, &c., &c.

WHEREAS, under and by virtue of an Act of Parliament, made and passed in the session of Parliament held in the 21st and 22nd years of the Reign of Her Majesty Queen Victoria, entitled "An Act to provide for the Government of British Columbia," and by a Commission under the Great Seal of the United Kingdom of Great Britain and Ireland, I, JAMES DOUGLAS, have been appointed Governor of the said Colony, and have been authorized by Proclamation under the Public Seal of the said Colony, to make laws, institutions, and ordinances, for the peace, order, and good government of the same;

And whereas by an agreement duly executed, bearing date on the 2nd day of February, A.D. 1863, and made between RICHARD CLEMENT MOODY, Colonel of the Royal Engineers, and Chief Commissioner of Lands and Works for British Columbia, acting on behalf of the Government of British Columbia, of the first part, and JOSEPH WILLIAM TRUTCH therein described, of the other part, for the consideration therein mentioned, and upon the due completion by the said JOSEPH WILLIAM TRUTCH, at his own expense, of an Iron Suspension Bridge, to be called the "Alexandra Bridge" across the Fraser River, near Chapman's Bar, with proper approaches; the said Government agreed that the Tolls hereinafter created should be granted to him and his assigns, as a remuneration for his outlay, subject to the observance of the terms and stipulations of the agreement now under recital, and still valid and subsisting;

And whereas the said Chief Commissioner has certified that such Bridge and approaches have been duly completed according to the said agreement, and



*Deposits and improvements forfeited on cancellation.*

XX. All deposits paid in respect of such forfeited claims, and all improvements, buildings and erections thereon shall, (subject to the appeal hereinafter mentioned,) on such cancellation, be absolutely forfeited; and such claims, improvements, building and erections shall, subject to the appeal hereinafter mentioned, be open to settlement by any other person.

*Appeal.*

XXI. The decision of the Magistrate may be appealed by either party to the decision of the Judge of the Supreme Court of Civil Justice of British Columbia.

*Security on Appeal.*

XXII. Any person desirous of appealing in manner aforesaid, may be required before such appeal be heard, to find such security as may be hereafter pointed out by the Rules or Orders hereinafter directed to be published.

*Procedure.*

XXIII. The procedure before the Magistrate and Judge respectively, shall be according to such Rules and Orders as shall be published by such Judge with the approbation of the Governor for the time being of British Columbia.

*Ejectment or trespass by holder.*

XXIV. Whenever a person in occupation at the time of record aforesaid, shall have recorded as aforesaid, and he, his heirs, or (in the case of a certificate of improvement) his assigns, shall have continued in permanent occupation of the same land since the date of such record, he or they may, save as hereinbefore mentioned, bring ejectment, or trespass, against any intruder upon the same land, to the same extent as if he or they were seized of the legal estate in possession in the same land.

*Saving of right to search and get gold in favor of free miners.*

XXV. Nothing herein contained shall be construed as giving a right to any claimant to exclude free miners from searching for any of the precious minerals or working the same, upon the conditions aforesaid.

*Power to Government to re-take land for public purposes.*

XXVI. The Government shall notwithstanding any claim, record, or conveyance aforesaid, be entitled to enter and take such portion of the land acquired in either of the methods aforesaid, as may be required for roads, or other public purposes.

*Water for mining purposes may be taken.*

XXVII. Water privileges and the right of carrying water for mining purposes, may, notwithstanding any claim recorded, be claimed and taken upon, under or over the said land so pre-empted or purchased as aforesaid, by free miners requiring the same, and obtaining a grant, or license from the Gold Commissioner, and paying a compensation for waste or damage to the person whose land may be wasted or damaged by such water privilege or carriage of water, to be ascertained in case of dispute in manner aforesaid.

*If new claim taken up the old one is lost.*

XXVIII. If any person, being already registered as a claimant, register a claim to any other land not being contiguous thereto, the land so previously claimed shall, *ipso facto* be forfeited, and shall, with all improvements made thereon, be open to settlement by any other person.

*Arbitrament of Magistrate.*

XXIX. In case any dispute shall arise between persons with regard to any land so acquired as aforesaid, any one of the parties in difference may, before ejectment or action of trespass brought, refer the question in difference to the nearest Magistrate, who is hereby authorized to proceed in a summary way to restore the possession of any land in dispute to the person whom he shall deem entitled to the same, and to abate all intrusions, and award and levy such costs and damages as he may think fit.

*Short Title.*

XXX. This Proclamation may be cited as the "Pre-emption Consolidation Act, 1861."

Issued under the Public Seal of the said Colony, at Victoria, Vancouver Island, this 27th day of August, in the year of Our Lord One Thousand Eight Hundred and Sixty One, and in the Twenty-fifth Year of Her Majesty's Reign, by me,

JAMES DOUGLAS.

By His Excellency's Command,  
WILLIAM A. G. YOUNG.

GOD SAVE THE QUEEN.

*SCHEDULE A,*

I hereby certify that \_\_\_\_\_ has satisfied me by evidence of (naming the witnesses, and detailing any other evidence upon which the Magistrate has come to his judgment) that \_\_\_\_\_ of \_\_\_\_\_ has made improvements to the extent of 10s. an acre on \_\_\_\_\_ acres of land, situated at \_\_\_\_\_

Signed,  
this \_\_\_\_\_ day of \_\_\_\_\_

BRITISH COLUMBIA.

**PROCLAMATION.**

By His Excellency JAMES DOUGLAS, Companion of the Most Honourable Order of the Bath, Governor and Commander-in-Chief of British Columbia.

**Proclamation having the force of Law in Her Majesty's Colony of British Columbia.**

WHEREAS, under and by virtue of an Act of Parliament made and passed in the session of Parliament held in the 21st and 22nd years of the reign of Her Majesty Queen Victoria, intitled "An Act to provide for the Government of British Columbia," and by a Commission under the great Seal of the United Kingdom of Great Britain and Ireland, I, JAMES DOUGLAS, have been appointed Governor of the said Colony, and have been authorized by Proclamation under the Public Seal of the said Colony to make laws, institutions, and ordinances for the peace, order and good Government of the same;

And whereas, it is expedient to afford to aliens desirous of becoming naturalized British subjects, facilities for so doing, and also to afford greater security and facility in the possession and transferring of land, and for quieting of titles transmitted in part or in whole through aliens;

Now therefore, I do hereby declare, proclaim, and enact as follows:

1. Every alien now residing, or who may hereafter come to reside in the said Colony with intent to settle therein, and who shall have actually resided therein, or in the adjacent Colony of Vancouver Island, or partly in the one Colony and partly in the other, for a continuous period of three years, without having been, during any portion of that time, a stated resident in any foreign country out of Her Majesty's dominions, shall be entitled to procure himself to be naturalized in manner hereinafter described.

2. Every alien desirous of becoming so naturalized, shall procure a declaration of residence and character, to be made and subscribed by some British subject in the form marked A, in the schedule hereto. Such alien shall, in the next place, make and subscribe a declaration of residence in the form marked B, in the said schedule hereto, and shall also take the oath of allegiance to Her Majesty and Her Successors, in the form marked C, in the said schedule.

3. Every such declaration and oath may be taken, made and subscribed before any Justice of the Peace, acting in any part of the Colony of British Columbia, or before any person appointed by Her Majesty to be a Judge in British Columbia. Every such declaration and oath shall be forthwith delivered to such alien, with the certificate at the foot thereof, signed by such Justice of the Peace, or by the Registrar of the said Judge, stating the compliance on the part of the said alien with the regulations hereinbefore contained.

4. It shall be lawful for the said alien to present all the said documents, properly subscribed and filled up as aforesaid, in open Court, on the first day of any Assizes or general sittings of the Court of British Columbia, in any place in the said Colony. And all such documents shall be then read aloud in open Court; and it shall be lawful for the said Court, on the last day of the said Assizes or general sittings, to order all the said documents and proceedings to be entered as of record in the said Court. And thereupon such alien shall be admitted and deemed, while within the said Colony of British Columbia, to be thenceforth a British subject to all intents and purposes whatever, and to hold, enjoy and transmit all property, rights and capacities, in the same manner as if born within Her Majesty's dominions.

5. Any woman (not a British subject previously to her marriage) married to a British subject, whether by birth or naturalization, shall be deemed to be a British subject, naturalized as from the date of her marriage, or of her husband's naturalization, whichever event shall last happen.

6. The declarations hereinbefore referred to (the forms whereof are set forth in the schedule hereunto) shall be deemed to be made in accordance with the Act 5 and 6, Wm. IV., c. 62, for the abolition of unnecessary oaths; and any wilful false statement made therein shall be deemed perjury, and shall expose every person making such false statement, or procuring the same to be made, to all the penalties of perjury. And, in addition to all such penalties, it shall be lawful for the said Court, on motion by the prosecutor, on any trial for perjury or subornation of perjury in respect of any such declaration, to declare null and void the naturalization based upon such false declaration; and thereupon all such steps shall be taken as shall be thought fitting by the said Court. Provided nevertheless, that nothing shall affect the rights of any other person, derived under the person whose naturalization is so annulled, unless such other person shall have been cognizant of the perjury at the time of acquiring the right.

7. There shall be paid to the Justice of the Peace before whom such declarations and oath as aforesaid shall be taken and subscribed, the sum of four shillings and no more for each such declaration and for such oath respectively; and by the Registrar of the said Court for reading and recording the said certificate and documents, the sum of six shillings and no more: and for every copy of such documents the same amount as for an office copy of any judgment of the said Court. And all such fees shall be applied as any other fees payable to Justices and Registrars are applicable by law or custom.

8. Every alien shall have the same capacity to take, hold, enjoy, recover, convey and transmit title to lands and real estate of every description, in this Colony, as if he were, at the time of the passing of this Act, a natural born British subject; and no person shall be disturbed in the possession or precluded from the recovery of any lands or real estate in this Colony by

reason only that some person from or through whom he may derive his title was an alien.

9. This Act may be referred to in all legal proceedings as the "Aliens' Act, 1859."

Issued under the Public Seal of the said Colony, at Victoria, this 14th day of May, 1859, in the twenty-second year of Her Majesty's Reign, by me,  
JAMES DOUGLAS.

By His Excellency's Command,  
WILLIAM A. G. YOUNG,  
Colonial Secretary.

GOD SAVE THE QUEEN.

**THE SCHEDULE BEFORE REFERRED TO.****FORM A.**

I, M. N. of—do solemnly declare that I am a naturalized British subject (or British born subject as the case may be) and that I have known A. B. of—a Prussian subject (or as the case may be) ever since—and that the said A. B. has resided within the Colony of—for a period of [three years or upwards] that he is a person of good character, and that there exists to my knowledge no reason why to the said A. B. there should not be granted all the right and capacities of a natural born British subject, and I make this solemn declaration conscientiously believing the same to be true, and in compliance with the provisions of the statute made and passed in the session of Parliament held in the fifth and sixth years of the reign of the late King William IV., intitled an Act for the abolition of unnecessary oaths.

(Signed)

M. N.

Declared and subscribed by the said M. N., before me, in pursuance of an Act of the Imperial Parliament of the United Kingdom, 5 and 6 William IV., c. 62, and of the Proclamation of the 14th day of May, 1859. And I hereby certify that to the best of my knowledge and belief, the said A. B. has complied with the requisite formalities specified in such Proclamation, entitling him to be naturalized as a British subject, and I know of no reason why he should not be so naturalized.

(Signed)

J. P.

J. P. for British Columbia, residing at—this—day of—186—

**FORM B.**

I, A. B. do solemnly declare that I have resided three years in this Colony (or in this Colony and the adjacent Colony of Vancouver Island, as the case may be) with intent to settle in this Colony, and without having been during that time a stated resident in any foreign country. And I make this solemn declaration conscientiously believing the same to be true, and in compliance with the provisions of the statute made and passed in the session of Parliament, held in the fifth and sixth years of the reign of the late King William IV., intitled an Act for the abolition of unnecessary oaths.

(Signed)

A. B.

Declared and subscribed before me, in pursuance of an Act of the Imperial Parliament of the United Kingdom, 5 and 6 William IV., c. 62, and of the Proclamation of the 14th day of May, 1859. And I hereby certify that to the best of my knowledge and belief the said A. B. has complied with the requisite formalities specified in such Proclamation, entitling him to be naturalized as a British subject, and I know of no reason why he should not be so naturalized.

(Signed)

J. P.

J. P. for British Columbia, residing at—this—day of—186—

**FORM C.****OATH OF ALLEGIANCE.**

I, A. B., do swear that I will be faithful and bear true allegiance to Her Majesty Victoria, of the United Kingdom of Great Britain and Ireland, and of the dependencies and colonies thereof in Europe, Asia, Africa, America, and Australasia, Queen, and that I will defend Her to the utmost of my power against all conspiracies and attempts whatever, which shall be made against Her Person, Crown, or Dignity, and I will do my utmost endeavour to disclose and make known to Her Majesty, Her Heirs and Successors, all treasons and traitorous conspiracies, which may be formed against Her or them. And I do faithfully promise to maintain, support and defend to the utmost of my power, the succession of the Crown, which succession by an Act intitled "An Act for the further Limitation of the Crown and better securing the Rights and Liberties of the subject," is and stands limited to the Princess Sophia, Electress of Hanover, and the Heirs of Her Body, being Protestants, hereby renouncing and abjuring any obedience or allegiance unto any other person claiming or pretending a right to the Crown of the said Realm and its dependencies and colonies as aforesaid, and I do declare that no Foreign Prince, Person, Prelate, State or Potentate, hath or ought to have any Jurisdiction, Power, Superiority, Pre-eminence or Authority, Ecclesiastical or Spiritual, within the same or any other part thereof. And I make this declaration upon the true faith of a Christian. So help me God.

(Signed)

A. B.

Sworn and subscribed by the said A. B., before me, this—day of—186—. And I hereby certify that to the best of my knowledge and belief, the said A. B. has complied with the requisite formalities specified in the Proclamation of the 14th day of May, 1859, entitling him to be naturalized as a British subject, and I know of no reason why he should not be so naturalized.

(Signed)

J. P.

Justice of the Peace for British Columbia, residing at—this—day of—186—



## Government Land Reserves.

## PUBLIC NOTICE.

THE WHOLE OF the Queen Charlotte Islands, together with the smaller islands and rocks adjacent thereto, are reserved for the present.

By order of the Governor,

R. C. MOODY, Col R.E., C.C.L.W.

Lands and Works Department,  
New Westminster, 5th Sept., 1863.

## PUBLIC NOTICE.

## REMOVAL OF RESERVATIONS.

NOTICE is hereby given that the Reservation in the District bordering on Pitt River (both sides) is now removed.

The Reservation on the Coast, from North Arm Entrance to Point Grey, and partly round that point to Naval Reserve in English Bay is also removed.

The Reservation between Douglas Street and Second Narrows, Burrard Inlet, except such portion as has been reserved for Town Site, is also removed.

The above Lands are therefore again open for Pre-emption, but any parties contemplating settling in those Districts should first call at the Land Office and ascertain the portions that are surveyed.

Should the surveys in the above neighbourhood be resumed at any time, it is probable the reservation may be re-imposed.

R. C. Moody, Col., R. E.,  
and Chief Commissioner.

Land and Works Dept.,  
New Westminster, 7th Oct., 1863.

## PUBLIC NOTICE.

NOTICE OF A PUBLIC RIGHT OF WAY is hereby given, in compliance with an application from an owner of land, made to the Chief Commissioner of Lands and Works. The road to commence at the junction of Lots 9 and 10, Group II. (Country Lands), on the Fraser River, New Westminster. The road to be 66 feet in width, and the boundary line of the said lots to be the centre of the road; from thence crossing Section 25, Range 3 W., Block V. N., to a point on Section 30, Range 2 W., Block V. N., and from thence as may be hereafter determined.

R. C. MOODY,  
Col. R.E., and Chief Comr.

Lands and Works Department,  
New Westminster, 30th Oct., 1863.

RECAPITULATION OF THE ABSTRACTS OF  
REVENUE RECEIVED DURING  
THE YEAR 1862.

## HEADS OF REVENUE.

CIVIL.			
Customs.....	£61489	4	10
Port and Harbour Dues ...	8778	2	7
Land Sales .....	5527	18	6
Land Revenue .....	705	16	9
Free Miners' Certificates ..	3724	0	0
Mining Receipts General ..	1355	1	0
Licenses, Spirit .....	2326	2	9
Licenses, Trading .....	846	6	8
Postage .....	374	14	5
Fines, Forfeitures, and Fees of Court .....	622	1	0
Fees of Office .....	799	17	8
Sale of Govern't Property	707	0	9
Miscellaneous Receipts.....	1577	9	9
Rents, exclusive of Land..	502	5	0
Deposits.....	23	6	7

TOTAL COLONIAL REVENUE.....£89359 8 3

Roads' Loan Account.....	49094	4	10
Temporary Loans .....	14250	0	0
Creation of Treasury Notes .....	6800	0	0
Creation of Bonds .....	11750	0	0
Advances accounted for.....	38993	12	3

## MILITARY.

Her Majesty's Government, on account of.....	£6000	0	0
Do. on Regimental Pay ac.	2500	0	0
Sale of Military Stores.....	196	7	11
Advances accounted for .....	8696	7	11
Home Government Account .....	2827	15	8
Balance on hand 1st January, 1862	3	0	0
Balance due to the Treasurer .....	276	12	3
	6483	10	1

TOTAL.....£228,534 11 3

Audit Office of British Columbia,  
4th August, 1863.

## Lands and Works Department.

## NOTICE

IS HEREBY GIVEN that the Government has reserved the right to use and to divert the stream known as Robbs Creek, and the Lake to the North on the hill above the creek, at any point or points, wholly or in part from time to time, or to make grants of the same from time to time, under such conditions as may appear to the Government the most convenient for the supply of water to the Public in the Town and Suburbs of Quesnel, at the mouth of that River.

R. C. Moody, Col., R.E.,  
and Chief Commissioner.

Lands and Works Department,  
New Westminster, 12th Sept., 1863.

## NOTICE IS HEREBY GIVEN

THAT Captain Cavendish Venables has withdrawn any claims he may have or has hitherto advanced to Lands in the Bentinck Arm or Bella Coola District in favour of the Government, and the said Lands are hereby declared to be Government Reserves accordingly.

R. C. Moody,  
Col. R. E., C. C. L. W.

Lands and Works Department,  
New Westminster, September 3rd, 1863.

## Directory.

HIBBEN & CARSWELL,  
Booksellers and Stationers,  
YATES STREET, VICTORIA, V. I.

L. A. BENDIXEN,  
PROPRIETOR OF THE  
ST. GEORGE HOTEL,  
View St., between Broad and Douglas Streets,  
VICTORIA, V. I.

JOHN BANKS & CO.,  
MERCHANTS,  
IMPORTERS AND DEALERS IN  
Sashes, Plate, Colored, and Window  
Glass, Paints, Oils, Varnishes,  
&c., &c.,  
WHARF STREET, (BOTTOM OF YATES ST.,)  
VICTORIA, V. I.

RECAPITULATION OF THE ABSTRACTS OF  
PAYMENTS MADE DURING  
THE YEAR 1862.

## HEADS OF EXPENDITURE.

CIVIL.			
Establishments.			
Salaries, Fixed .....	£14064	15	4
Salaries, Provisional & Temporary .....	8606	13	9
Allowances .....	202	11	6
Office Contingencies .....	2028	14	11
	24902	15	6
Revenue Services, exclusive of Establishments..	390	6	3
Administration of Justice, ex. of E. ....	1156	10	11
Charitable Allowances.....	1296	6	1
Police and Gaols, ex. of E.	3130	15	9
Rent .....	218	12	0
Transport .....	2696	5	8
Conveyance of Mails .....	4054	4	0
Works and Buildings .....	4257	19	6
Roads, Streets, & Bridges	91952	19	0
Miscellaneous Services ...	739	7	10
Interest .....	1511	9	8
Light Houses .....	978	8	9
Redemption of Bonds .....	2130	0	0

TOTAL COLONIAL EXPENDITURE.....£139416 0 11

General Account .....	2321	13	3
Treasury Notes redeemed .....	6747	0	0
Debenture "B" Discount .....	1400	0	0
Temporary Loans repaid .....	16201	4	5
Advances to be accounted for .....	38087	15	11
MILITARY.			
Colonial Pay .....	£10443	1	9
Salaries, Provisional and Temporary .....	240	0	0
Office Contingencies .....	2	8	0
Transport .....	43	10	7
Works and Buildings .....	75	9	9
Miscellaneous Services.....	146	15	1
Provisions and Fuel .....	7805	9	8
Barrack Expenses .....	96	5	2
General Stores .....	33	13	11

18886 13 11

Advanced to Col. Moody, R.E., on Regimental Pay account.....	3383	3	3
Regimental Pay Exchange .....	56	0	0
Advances accounted for.....	2000	0	0
Home Government Account .....	34	19	7

TOTAL.....£228,534 11 3

WILLIAM. A. G. YOUNG  
Auditor General.

## IMPORTS into the COLONY of BRITISH COLUMBIA during the Quarter ending 30th Sept. 1863.

ARTICLES.	QUANTITY.	VALUE.
Ale and Porter, in wood,	1660 gals	\$1283 00
do. do. in bottle,	17564 do	4820 23
Agricul. & Mining Impts,	77 pgs	1242 58
Axes, .....	52 cs	1014 00
Bacon, .....	129690 lbs	26148 27
Barley, .....	7928 s ks	14018 38
Beans, .....	82980 lbs	4215 73
Beef, salt, .....	20 bbls	216 00
Billiard & Bagatelle Tbls,	5 no	1906 50
Bitters, .....	223 cs	1424 00
Blankets, .....	33764 prs	16767 25
Boots and Shoes, .....	305 cs	17213 60
Books, printed and MSS.	39 pgs	851 70
Bread, .....	99 cs	658 12
Bricks, .....	15500 noc	171 50
Butter, .....	36629 lbs	12511 89
Candles, .....	18236 "	4363 62
Camphene, .....	140 gals	267 80
Cheese, .....	4665 lbs	1041 50
China merchandise, .....	112 pgs	1212 68
Chocolate, .....	239 lbs	96 60
Cider, .....	390 gals	250 82
Cigars, .....	169390 no	11379 51
Clothing, .....	173 pgs	21223 35
Coal, .....	31 tons	325 00
Coffee, .....	22219 lbs	7940 87
Confectionery, .....	60 pgs	429 17
Cordials, .....	75 cs	469 83
Drugs, .....	158 pgs	3503 64
Dry Goods, .....	365 "	46137 79
Earthenware, .....	34 "	893 26
Eggs, .....	633 doz	255 56
Fish, preserved, .....	128 cs	1909 77
do. bry and salt, .....	202 pgs	2012 52
Fire Arms, .....	17 cs	522 58
Flour, .....	41924 bbls	26611 99
Fruits, preserved, .....	77 cs	839 99
do. dry, .....	351 pgs	3314 73
do. fresh, .....	632 bxs	2060 81
Furniture, .....	74 pgs	939 75
Glass and Glassware, .....	143 "	1625 60
Groceries, .....	585 "	3572 39
Gunpowder, .....	6014 lbs	1344 74
Hardware, .....	1015 pgs	14134 44
Hay, .....	14 tons	322 55
Harness and Saddlery, ...	175 pgs	2272 00
Iron and Steel, .....	482 bars	2590 40
Lard, .....	29309 lbs	5144 31
Leather, .....	28 rolls	1911 36
Lime, .....	156 bbls	380 25
Lumber, .....	600 ft	27 35
Live Stock Horses & Mules	787 hd	78950 00
do. Oxen, .....	12 "	1185 00
do. Cows & calves	7 "	282 50
do. Beef Cattle, ...	507 "	21760 00
do. Sheep, .....	883 "	5351 00
do. Hogs, .....	14 "	203 40
Machinery, .....	184 pgs	6113 99
Matches, .....	103 "	2197 99
Meat, preserved, .....	118 cs	1989 59
do. fresh, .....	1621 lbs	197 90
Miscellaneous, .....	1655 pgs	44502 02
Molasses, .....	10897 gals	3234 05
Nails, .....	214 kegs	1133 94
Nuts and Almonds, .....	36 pgs	352 61
Oils, sweet, .....	41 cs	270 63
do. various, .....	2033 gals	2032 73
Oats, .....	291 bgs	786 45
Opium, .....	312 lbs	4273 60
Paints, .....	193 pgs	534 70
Potatoes, .....	360 bshl	485 72
Personal Effects, .....	10 pgs	380 00
Pork, salt, .....	19 bbls	567 49
Plants, .....	1 bdl	1 00
Poultry, .....	11 doz	130 00
Quicksilver, .....	9 fks	493 45
Rice, .....	282791 lbs	15847 10
Rope and Cordage, .....	112 coil	1275 38
Salt, .....	282 pgs	1358 80
Seeds, garden, .....	6 "	55 00
do. grain, .....	19 scks	84 03
Shot, .....	80 bags	276 94
Soap, .....	1340 bxs	2335 69
Stationery, .....	130 pgs	2592 48
Sugar, .....	199377 lbs	19566 21
Spirits, .....	116784 gals	27180 69
Tar and Pitch, .....	3 bbls	20 00
Tea, .....	15674 lbs	7068 24
Tin and Tinware, .....	16 pgs	125 65
Tobacco, .....	19287 1/2 lbs	19233 47
Vegetables, Onions, &c.	125 bags	651 76
do. preserved, ...	145 "	1025 86
do. fresh, .....	42 pgs	149 20
Waggons, .....	12 no	2579 00
Wheat, .....	4384 bshl	728 49
Window-Sashes & Doors,	77 bdl	715 00
Wines, Champagne, ....	63 bkts	1050 00
do. China Medicated,	835 1/2 gals	1084 99
do. Claret, .....	690 1/2 "	1058 40
do. Various, .....	1731 "	5184 25
Woodenware, .....	1 bdl	1 25
Yeast Powders, .....	165 cs	5813 63
Government Stores, .....		4061 44
TOTAL.....		\$574,323 99

W. HAMLEY.

New Westminster, B. C.  
5th Oct ber, 1863.

Printed every Saturday at the Government Printing Office, New Westminster, British Columbia.